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NVIDIA CORPORATION

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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 OAKLAND DIVISION

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16 NATIONAL UNION FIRE INSURANCE
17 COMPANY OF PITTSBURGH, PA,

18 Plaintiff,
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20 vs.
21 NVIDIA CORPORATION,
22
23 Defendant.

24 Case No. C 09-2046 CW

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28 **JOINT STIPULATION FOR DISMISSAL
WITH PREJUDICE OF NVIDIA'S
CROSS-CLAIM FOR BREACH OF
FIDUCIARY DUTY**

18 NVIDIA CORPORATION,
19 Counter-claimant,
20
21 vs.
22 NATIONAL UNION FIRE INSURANCE
23 COMPANY OF PITTSBURGH, PA,
24 Counter-defendant

1 Plaintiff and counter-defendant National Union Fire Insurance Company of Pittsburgh, Pa.
 2 (“National Union”), and defendant and counter-claimant NVIDIA Corporation (“NVIDIA”),
 3 hereby stipulate that NVIDIA’s cross-claim against National Union for breach of fiduciary duty is
 4 dismissed with prejudice. NVIDIA and National Union shall each bear their own attorneys’ fees,
 5 costs, and expenses incurred in connection with the cross-claim for breach of fiduciary duty.

6 Dated: October 13, 2009

7 Respectfully submitted,

8 NATIONAL UNION INSURANCE COMPANY
 9 OF PITTSBURGH, PA

10 By: _____

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NVIDIA CORPORATION

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Filer's Attestation: Pursuant to General Order No. 45 Section X(B), I attest under penalty of perjury that concurrence in the filing of the document has been obtained from its signatory.

Dated: October 13, 2009

Respectfully submitted,

Claudia Wilken
CLAUDIA WILKEN
 United States District Judge

JOINT STIPULATION FOR DISMISSAL WITH
 PREJUDICE OF NVIDIA’S CROSS-CLAIM FOR
 BREACH OF FIDUCIARY DUTY
 Case No. C 09-2046 CW